

1
2
3
4
5
6 **UNITED STATES DISTRICT COURT**
7 **DISTRICT OF NEVADA**

8 UNITED STATES OF AMERICA,)
9 Plaintiff,)
10 v.) 3:15-CR-009-RCJ-(VPC)
11 JUAN EMILIANO INFANTE,)
12 Defendant.)

13 **PRELIMINARY ORDER OF FORFEITURE**

14 This Court finds that on April 20, 2015, defendant JUAN EMILIANO INFANTE pled guilty to
15 Count One of a One-Count Indictment charging him with Receipt of Child Pornography in violation of
16 Title 18, United States Code, Section 2252A(a)(2). Indictment, ECF No. 1; Change of Plea, ECF No.
17 14; Plea Agreement, ECF No. 15.

18 This Court finds defendant JUAN EMILIANO INFANTE agreed to the forfeiture of the
19 property set forth in the Plea Agreement and the Forfeiture Allegation of the Indictment. Indictment,
20 ECF No. 1; Change of Plea, ECF No. 14; Plea Agreement, ECF No. 15.

21 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (2), the United States of America
22 has shown the requisite nexus between property set forth in the Plea Agreement and the Forfeiture
23 Allegation of the Indictment and the offense to which defendant JUAN EMILIANO INFANTE pled
24 guilty.

25 The following assets are subject to forfeiture pursuant to Title 18, United States Code, Section
26 2253(a)(1), (a)(2), and (a)(3):

- 1 1. Hewlett Packard Pavillion G Laptop Computer, SN 5CD1241Q20 containing one (1)
- 2 Hard Drive, 500 GB, SN WXL1E11WYK28;
- 3 2. Toshiba Satellite Laptop Computer, SN 6E210394P, containing one (1) Toshiba Hard
- 4 Drive, 500 GB, SN 642S9U1S;
- 5 3. Apple iPhone 6, SN F19NKECHG5MC;
- 6 4. Apple iPhone 5S, SN F17MD4DJFF9V; and
- 7 5. SanDisk Thumb Drive, Model: Cruzer 8GB

8 (all of which constitutes "property").

9 This Court finds the United States of America is now entitled to, and should, reduce the
10 aforementioned property to the possession of the United States of America.

11 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND DECREED that the
12 United States of America should seize the aforementioned property.

13 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all right, title, and interest of
14 JUAN EMILIANO INFANTE in the aforementioned property is forfeited and is vested in the United
15 States of America and shall be safely held by the United States of America until further order of the
16 Court.

17 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States of America
18 shall publish for at least thirty (30) consecutive days on the official internet government forfeiture
19 website, www.forfeiture.gov, notice of this Order, which shall describe the forfeited property, state the
20 time under the applicable statute when a petition contesting the forfeiture must be filed, and state the
21 name and contact information for the government attorney to be served with the petition, pursuant to
22 Fed. R. Crim. P. 32.2(b)(6) and Title 21, United States Code, Section 853(n)(2).

23 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual or entity
24 who claims an interest in the aforementioned property must file a petition for a hearing to adjudicate
25 the validity of the petitioner's alleged interest in the property, which petition shall be signed by the
26 petitioner under penalty of perjury pursuant to Title 21, United States Code, Section 853(n)(3) and

1 Title 28, United States Code, Section 1746, and shall set forth the nature and extent of the petitioner's
2 right, title, or interest in the forfeited property and any additional facts supporting the petitioner's
3 petition and the relief sought.

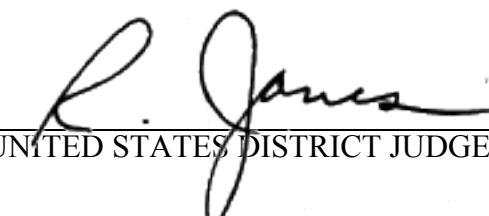
4 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any, must be filed
5 with the Clerk of the Court, Bruce R. Thompson U.S. Courthouse and Federal Building, 400 South
6 Virginia Street, 3rd Floor, Reno, NV 89501, no later than thirty (30) days after the notice is sent or, if
7 direct notice was not sent, no later than sixty (60) days after the first day of the publication on the
8 official internet government forfeiture site, www.forfeiture.gov.

9 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the petition, if any,
10 shall be served upon the Asset Forfeiture Attorney of the United States Attorney's Office at the
11 following address at the time of filing:

12 Greg Addington
13 Assistant United States Attorney
14 100 West Liberty Street, Suite 600
15 Reno, NV 89501

16 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice described herein
17 need not be published in the event a Declaration of Forfeiture is issued by the appropriate agency
18 following publication of notice of seizure and intent to administratively forfeit the above-described
19 property.

20 Dated: June 1, 2015.

21 
22 _____
23 UNITED STATES DISTRICT JUDGE
24
25
26